

## **40 KAR 2:001. Definitions for 40 KAR Chapter 2.**

RELATES TO: KRS 367.461, 367.463, 367.465, 367.467, 367.469, 367.46951-367.46999

STATUTORY AUTHORITY: KRS 15.180, 367.469(2), 367.46983

NECESSITY, FUNCTION, AND CONFORMITY: KRS 15.180, 367.469(2), and 367.46983 authorize the Attorney General to promulgate administrative regulations relating to consumer protection. This administrative regulation establishes the definitions for 40 KAR Chapter 2.

Section 1. Definitions. (1) "Address" means the permanent location at which legal documents are received by an applicant or permittee.

(2) "Applicant" means any natural person, corporation, company, partnership, or other legal entity seeking:

(a) A permit to use automated calling equipment in the Commonwealth of Kentucky;

(b) To enroll on the zero call list; or

(c) To obtain the zero call list in order to comply with KRS 367.46955(15).

(3) "Consumer" is defined by KRS 367.46951(5).

(4) "Designated agent" means an agent for service of process of legal documents.

(5) "Division" is defined by KRS 367.46951(9).

(6) "Merchant" is defined by KRS 367.46951(7).

(7) "Name" means a combination of words used by a person, corporation, company, partnership, or other legal entity within the past sixty (60) months as a means of identification.

(8) "Permittee" means a holder of a duly issued permit to use automated calling equipment in the Commonwealth of Kentucky.

(9) "Telemarketer" is defined by KRS 367.46951(11).

(10) "Telemarketing company" is defined by KRS 367.46951(13).

(11) "Zero call list" is defined by KRS 367.46951(14). (19 Ky.R. 532; Am. 1063; eff. 11-9-92; 29 Ky.R. 488; 1283; 1517; eff. 12-18-02.)